IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT :
THE HONOURABLE MR. JUSTICE V.RAMKUMAR
TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

Bail Appl..No. 1451 of 2007()

CRIME NO.211/2007 OF KOTTAYAM WEST POLICE STATION
CRIME NO.74/2007 OF CHINGAVANAM POLICE STATION

PETITIONER

P.RAJEEV, S/O.PUSHPANGADHAN,
RESIDING AT BHAMA SADAN, KUMARANELLORE P.O.,
KOTTAYAM.

BY ADV. SRI.S.RAJEEV

RESPONDENTS:

1. DIRECTOR GENERAL OF POLICE (LAW &
ORDER), POLICE HEADQUARTERS, THIRUVANANTHAPURAM,
REP.BY THE PP, HIGH COURT OF KERALA.

2. SUPERINTENDENT OF POLICE,
KOTTAYAM. DO DO

3. DEPUTY SUPERINTENDENT OF POLICE,
(LAW & ORDER), KOTTAYAM. DO DO

4. CIRCLE INSPECTOR OF POLICE,
KOTTAYAM WEST POLICE STATION. DO DO

5. CIRCLE INSPECTOR OF POLICE,
KOTTAYAM EAST POLICE STATION. DO DO

6. CIRCLE INSPECTOR OF POLICE,
CHANGANASSERRY POLICE STATION. DO DO

7. SUB INSPECTOR OF POLICE,
CHINGAVANAM POLICE STATION. DO DO

ADDL. 8. THAMPI JACOB, P.C.NO.5083, KOLLAM SUPERINTENDENTS
OF POLICE'S SQUAD, RESIDING AT KUNNUKALAYIL,
KUDAMALOOR P.O., KOTTAYAM.
(ADDL.8TH RESPONDENT IMPLEADED AS PER ORDER DTD.
28.3.2007 IN CRL.M.C.1388/2007).

BY PUBLIC PROSECUTOR
SRI.ALAN PAPALI
SRI.PRASUN.S

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD
ON 12/06/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V.RAMKUMAR, J

B.A.NO.1451 of 2007

Dated this the 12th day of June, 2007

ORDER

Though this is an application filed under Section 438 Cr.P.C., the prayer in this petition is rather curious and but for the subsequent disclosure of certain details this petition would have merited dismissal in the normal course.

2. In the statement filed by the investigating officer, it is revealed that the petitioner is an accused in Crime No.211/2007 of Kottayam West Police Station for an offence punishable under Section 392 IPC and in Crime No.74/2007 of Chingavanam Police Station for an offence punishable under Section 436 IPC and that he has not been arrested so far in these two crimes.

3. Having regard to the facts and circumstances of the case, anticipatory bail cannot be granted in these two crimes. But at the same time, I am inclined to permit the petitioner to surrender before the investigating officers concerned for the purpose of interrogation and thereafter seek regular bail from the Magistrate concerned. Accordingly, the petitioner is directed to surrender before the investigating officer in Crime No.211/2007 of Kottayam West Police

Station on any day between 18.6.2007 and 20.6.2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced on the same day before the concerned Magistrate who shall consider his application for regular bail preferably on the same date on which such application is filed.

4. The petitioner shall surrender before the investigating officer in Crime No.74/2007 of Chingavanam Police Station on any day between 21.6.2007 and 23.6.2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced on the same day before the concerned Magistrate who shall consider his application for regular bail preferably on the same date on which such application is filed.

This petition is disposed of as above.

V.RAMKUMAR, JUDGE

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